

al., and No. 5,315,657 to Abadi *et al.* T-Mobile, however, reserves all rights to assert patent invalidity in view of any other references identified in its patent invalidity contentions or the invalidity contentions of any prior party to this case, *FotoMedia, LLC v. Alltel Communications, Inc. et al.*, civil action no. 2:07-cv-256-TJW-CE, or the invalidity contentions of any party to *FotoMedia, LLC v. AOL, LLC, et al.*, civil action no. 2:07-cv-00255-TJW-CE.

SIGNED this 28th day of December, 2009.


CHARLES EVERINGHAM IV
UNITED STATES MAGISTRATE JUDGE